

REGULAR MEETING
BOROUGH COUNCIL
BOROUGH OF RUMSON
April 22, 2014

A regular meeting of the Borough Council of the Borough of Rumson was held in the Charles S. Callman Courtroom of Borough Hall on April 22, 2014 and was called to order by Mayor John E. Ekdahl at 7:30 p.m.

Pledge of Allegiance.

Present: Mayor Ekdahl, Councilwoman Atwell, Councilmen Hemphill, Rubin and Shanley.

Absent: Councilmen Broderick and Day.

Thomas S. Rogers, Municipal Clerk/Administrator, was present.

Martin M. Barger, Borough Attorney, was present.

David Marks of T & M Associates was present.

The Mayor declared a quorum present and announced that the notice requirements of the Open Public Meetings Act had been met by the posting and mailing of a schedule of all regular and work meetings of the Borough Council for the year 2014 to the *Asbury Park Press* and the *Two River Times*.

On motion by Councilman Rubin, seconded by Councilman Shanley, the minutes of the previous meeting were approved as written, copies having been forwarded to all Council members. All in favor.

COMMUNICATIONS:

LETTER FROM CLEAN OCEAN ACTION REQUESTING PERMISSION TO HOLD THE 4TH ANNUAL PADDLE WITH A PURPOSE PADDLEBOARD/KAYAK RIDE AND RACE EVENT AT VICTORY PARK ON SUNDAY, JULY 13, 2014:

The Municipal Clerk/Administrator advised of a letter dated April 9, 2014 from Mary Beth Thompson, Chief Operating Officer of Clean Ocean Action, requesting permission to hold the 4th Annual Paddle With A Purpose Paddleboard/Kayak Ride and Race event in the Navesink River with start and finish in Victory Park on Sunday, July 13th. This year the event will be hosted by Clean Ocean Action of Highlands and Surfers' Environmental Alliance (SEA) in Long Branch; the Sisters of Mercy with the Mercy Center in Asbury Park had originally hosted the event but recently withdrew and Clean Ocean Action stepped in as co-host with SEA. The letter advised that all necessary insurance would be provided and arrangements for safety coverage on shore and on the river would be made.

On motion by Councilman Hemphill, seconded by Councilman Rubin, this communication was ordered received and permission for the 4th Annual Paddle With A Purpose event in Victory Park on July 13th was granted. All in favor.

LETTER FROM RUMSON SENIOR CITIZEN'S CLUB REQUESTING PERMISSION TO HOLD THEIR ANNUAL PICNIC AT VICTORY PARK ON SATURDAY, JUNE 28, 2014 (RAIN DATE SUNDAY, JUNE 29TH) FROM 11:30 A.M. UNTIL 3:00 P.M. WITH APPROXIMATELY 50 IN ATTENDANCE:

The Municipal Clerk/Administrator advised of a letter dated April 14, 2014 from Gina Cesario, President of the Rumson Senior Citizen's Club, requesting permission to use Victory Park again this year for their Annual Picnic on Saturday, June 28, 2014 (rain date Sunday, June 29th) from 11:30 a.m. until 3:00 p.m. with approximately fifty (50) in attendance. Ms. Cesario stated in her letter that in years past the Department of Public Works placed several picnic tables in the area adjacent to the Bandstand under the trees and the Police Department placed traffic cones on nearby streets to block off parking spaces for the Seniors and requested that this be done again for their event.

On motion by Councilman Rubin, seconded by Councilman Hemphill, this communication was ordered received and permission for the Annual Senior Citizen's Club Picnic at Victory Park on June 28th was granted. All in favor.

LETTER FROM HELEN L. GRAVES, CHIEF FINANCIAL OFFICER/TAX COLLECTOR, ADVISING THE MAYOR AND COUNCIL THAT THE BOROUGH OF RUMSON HAD NO UNCOLLECTIBLE TAXES FOR THE YEAR 2013 FOR CANCELLATION:

The Municipal Clerk/Administrator advised of a letter dated April 22, 2014 to the Mayor and Council from Helen L. Graves, Chief Financial Officer/Tax Collector, reporting that the Borough had no uncollectible taxes for calendar year 2013 for cancellation.

On motion by Councilman Shanley, seconded by Councilman Hemphill, this communication was ordered received. All in favor.

LETTER FROM THE STATE OF NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS ADVISING THAT THE BOROUGH OF RUMSON HAS BEEN AWARDED A "POST SANDY PLANNING ASSISTANCE GRANT (PSPAG)" IN THE AMOUNT NOT TO EXCEED \$255,000 FOR VARIOUS POST SUPERSTORM SANDY PROJECTS AND PLANNING IMPROVEMENTS:

The Municipal Clerk/Administrator advised of a letter from Richard E. Constable, III, Commissioner of the State of New Jersey Department of Community Affairs, advising that the application for the Post Sandy Planning Assistance Grant (PSPAG) had been received and that the Borough would be awarded a grant in the amount of \$255,000 to be used for various Post Superstorm Sandy projects and planning improvements and developments, such as the Borough's Master Plan.

Councilman Rubin thanked and congratulated the Municipal Clerk/Administrator and Borough Engineer for all their work in submitting the application for the Grant.

On motion by Councilman Rubin, seconded by Councilman Shanley, this communication was ordered received on the following roll call vote:

In the affirmative: Atwell, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick and Day.

LETTER FROM NAVESINK MARITIME HERITAGE ASSOCIATION REQUESTING THAT THE BOROUGH OF RUMSON JOIN IN THE CELEBRATION OF THE 350TH ANNIVERSARY OF THE SETTLEMENT OF MONMOUTH COUNTY BY BEING ONE OF THE ACCESS POINTS ALONG THE NAVESINK RIVER FOR THE REPLICA OF AN HISTORIC SAILING VESSEL BUILT IN THE 17TH CENTURY TO HAVE INDIVIDUALS AND GROUPS TO VISIT FREE OF CHARGE:

The Municipal Clerk/Administrator advised of a letter dated April 21, 2014 from Michael Humphreys, National Maritime Heritage Association Board Member, explaining the organization's celebration of the 350th Anniversary of Monmouth County with the cruise of a 50-foot full-size replica of the 17th Century sailing ship *Onrust* that will be sailing into Highlands on June 5th and visiting various sites along the Navesink River, including Fair Haven and Red Bank, until June 9th. The public will be given access to the *Onrust* at each point along the route free of charge. Mr. Humphreys asked that the Mayor and Council support their efforts for this event and that a Borough contact be made available to the Navesink Maritime Heritage Association to work with them to find a location for the ship to dock and to do what is needed to secure public access to the ship and coordinate all the issues related to safety, liability, etc.

On motion by Councilman Rubin, seconded by Councilman Shanley, this communication was ordered received and the request was granted. All in favor.

LETTER FROM LINDSTROM, DIESSNER & CARR, P.C. ADVISING OF AN APPLICATION ON BEHALF OF GREGORY A. AND NOUSHIN D. FRAMKE TO THE NJ DEP FOR A CAFRA GENERAL PERMIT #9 AND WATERFRONT DEVELOPMENT

PERMIT FOR THE MODIFICATION OF A SINGLE-FAMILY DWELLING AND THE CONSTRUCTION OF AN IN-GROUND POOL WITH ADDITIONAL ASSOCIATED CONSTRUCTION ON PROPERTY LOCATED AT 8 EDWARDS POINT ROAD:

The Municipal Clerk/Administrator advised of a letter dated April 11, 2014 from Lindstrom, Diessner & Carr, P.C. on behalf of Gregory A. and Noushin D. Framke. The letter advised of an application submitted to the New Jersey Department of Environmental Protection, Land Use Regulations for a CAFRA General Permit #9 and Waterfront Development Permit for the modification of a single-family dwelling and construction of an in-ground pool with additional associated construction on property located at 8 Edwards Point Road.

On motion by Councilman Hemphill, seconded by Councilman Rubin, this communication was ordered received. All in favor.

COMMITTEE REPORTS:

None.

UNFINISHED BUSINESS:

None.

NEW BUSINESS:

INTRODUCTION OF ORDINANCE 14-004 D TO AMEND THE DEVELOPMENT REGULATIONS FOR THE HISTORIC-BARLEY POINT SEASONAL RESIDENTIAL ZONE DISTRICT ORDINANCE IN FIRST READING. PUBLIC HEARING SCHEDULED FOR TUESDAY, MAY 27, 2014 AT 7:30 P.M.:

The Municipal Clerk/Administrator read the following ordinance by title only in first reading:

14-004 D

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF RUMSON BY AMENDING CHAPTER XXII, DEVELOPMENT REGULATIONS

BE IT ORDAINED by the Borough Council of the Borough of Rumson, County of Monmouth, and State of New Jersey that Chapter XXII, Development Regulations, of the Code of the Borough of Rumson is hereby amended or supplemented as follows:

PURPOSE

The purpose of this Ordinance is to amend certain portions of the Development Regulations relating to the building height dormer requirements and step configuration at Barley Point.

Chapter XXII (Development Regulations) of the Code of the Borough of Rumson is hereby amended or supplemented as follows (new text is double underlined, text to be deleted is ~~struck through~~ and notations to the reader and changes in subparagraph designations either with or without changes to content are italicized):

SECTION 1

Chapter XXII (Development Regulations) Section 5.14 (Regulations Controlling the H-BP Historic-Barley Point Seasonal Residential Zone District) shall be amended as follows:

22-5.14 Regulations Controlling the H-BP Historic-Barley Point Seasonal Residential Zone District.

- | | |
|--|-----------|
| a. Permitted Uses. | No Change |
| b. Required Accessory Uses. | No Change |
| c. Permitted Accessory Uses. | No Change |
| d. Conditional Uses. | No Change |
| e. Zoning requirements, standards and regulations shall be in accordance with the following: | |

1. Minimum Lot Area. Thirty (30) acres.
2. Minimum Lot Frontage. Thirty (30') feet.
3. Minimum Setbacks from the River. Forty (40') feet from a bulkhead or other structural edge if any exist. If none exist, the setback shall be twenty-five (25') feet from the mean high water (mhw) line.
4. Maximum Number of Units. No more than fifty-seven (57) residential bungalow units shall be permitted.
5. Maximum Lot Coverage. Maximum lot coverage shall not exceed twenty (20%) percent of the lot area.
6. Building Coverage. Not to exceed one thousand one hundred (1,100) square feet in area per residential bungalow unit excluding decks and accessory buildings.
7. Decks/Balconies/Stoops. Each residential bungalow unit shall be permitted an attached deck and/or balcony and an entrance stoop subject to the following conditions:
 - (a) The aggregate area of all stoops, unroofed decks and/or balconies that extend outside of the exterior first floor walls, or the vertical projection of the exterior first floor walls, shall not exceed two hundred thirty (~~200~~ 230) square feet.
 - (b) Any roofed deck and/or balcony, except that portion under an eave permitted by subsection 22-5.14e,14, shall be considered gross floor area subject to the maximum gross floor area permitted by subsection 22-5.14.8.
 - (c) ~~One (1) freestanding entrance stoop is permitted provided that the stoop does not abut or connect to a deck and further provided that the stoop does not exceed thirty (30) square feet in area.~~ The area of stair treads or landings shall not be measured as part of the stoop.
 - (d) The stoop or unroofed deck may be expanded an additional fifteen (15) square feet for the placement of mechanical equipment, such as an air conditioning unit, provided that the total area of the expanded stoops, unroofed decks and balconies not exceed two hundred forty-five (~~45~~ 245) square feet. ~~Stoops which are connected to a deck will be considered part of a deck and be subject to the two hundred (200) square foot limit for decks and balconies.~~
 - (e) The area of a stoop beneath an eave shall not be calculated as part of the maximum gross floor area permitted for the residential bungalow unit.
8. Maximum Gross Floor Area. The maximum gross floor area of a residential bungalow unit shall not exceed one thousand five hundred (1,500) square feet.
9. Building Height. The height of a residential bungalow unit shall not exceed ~~eighteen~~ nineteen (~~18'~~ 19') feet from the finished first floor to the highest point on the roof and the highest point of roof peak shall not be more than twenty-one (21') feet above the minimum first floor elevation as required by the National Flood Insurance Program (FEMA) as shown on the adopted DFIRM or the Advisory Base Flood Elevation Map identified within the Documents referenced in subsection 17-3.2, whichever is greater.
10. Building to Building Setback. Residential bungalow units shall maintain the following minimum distances between each unit:
 - (a) Side to Side. Five (5') feet.
 - (b) Other than Side to Side. Ten (10') feet.
11. Parking. A minimum of one (1) space per building unit shall be provided within an on-site parking area. No on-street parking shall be permitted.
12. Roof Design. Residential bungalow units shall be limited to the following roof types: Gable, Gambrel, and Hip as defined in this chapter. Roof design shall meet the following provisions:
 - (a) Neither the bottom of an eave nor the top of a wall plate at the connection to the roof rafter shall be more than two (2') feet above the second floor;
 - (b) Minimum permitted roof pitch shall be 4 vertical to 12 horizontal;

(c) Maximum roof pitch for the lower portion of a gambrel roof shall be 20 vertical to 12 horizontal; and

(d) Ridges must be parallel with the long axis of the building.

13. Dormers. Dormers shall be permitted provided they comply with the following provisions:

(a) Maximum outside width of a dormer shall not exceed eight (8') feet; and

(b) Total width of all dormers on any one roof slope shall be the lesser of ~~sixteen (16') twenty-four (24') feet or fifty (50%) percent of the length of the roof measured midway between the eave and the ridge.~~ Total width of all dormers on both roof slopes shall be the lesser of thirty-two (32') feet or fifty (50%) percent of the total length of the roof (both sides) measured midway between the eave and the ridge.

14. Eaves. Eaves shall not project more than one (1') foot beyond the exterior wall.

15. Floor Projections. No portion of any floor above the first floor, except for decks/balconies subject to subsection 22-5.14e. 7. shall project beyond the first floor.

SECTION 2

All Ordinances or parts of Ordinances inconsistent with this Ordinance if held to be unconstitutional or invalid for any reason, such decision shall not affect the remaining portions of this Ordinance.

SECTION 3

The Borough Clerk is hereby directed, upon adoption of the Ordinance after public hearing thereon, to publish notice of the passage thereof and to file a copy of this Ordinance as finally adopted with the Monmouth County Planning Board as required by N.J.S.40:55D-16. The Clerk shall also forthwith transmit a copy of this Ordinance after final passage to the Borough Tax Assessor as required by N.J.S. 40:49-2.1.

SECTION 4

This Ordinance shall take effect immediately upon final passage and publication according to law and filing with the Monmouth County Planning Board.

Councilman Rubin moved the adoption of this ordinance in first reading. Motion seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: Atwell, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick and Day.

Mayor Ekdahl stated that this ordinance would be published and posted and come up for final consideration and public hearing at the Tuesday, May 27, 2014 meeting of the Borough Council at 7:30 p.m.

RESOLUTION 2014-0422-67 AUTHORIZING THE ADOPTION OF THE 2014 BOROUGH BUDGET AS INTRODUCED. PUBLIC HEARING SCHEDULED FOR TUESDAY, MAY 27, 2014 AT 7:30 P.M.:

2014-0422-67

MUNICIPAL BUDGET OF THE BOROUGH OF RUMSON, COUNTY OF MONMOUTH FOR THE FISCAL YEAR 2014

Section 1.

Municipal Budget of the Borough of Rumson, County of Monmouth for the Fiscal Year 2014.

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year;

BE IT FURTHER RESOLVED, that said Budget be published in the *Two River Times* in the issue of May 2, 2014.

The Governing Body of the Borough of Rumson, does hereby approve the following as the Budget for the year 2014:

RECORDED VOTE

Ayes
Nays
Abstained
Absent

Notice is hereby given that the Budget and Tax Resolution was approved by the Governing Body of the Borough of Rumson, County of Monmouth, on April 22, 2014.

A Hearing on the Budget and Tax Resolution will be held at Borough Hall, on May 27th, 2014 at 7:30 o'clock p.m. at which time and place objections to said Budget and Tax Resolution for the year may be presented by taxpayers or other interested persons.

EXPLANATORY STATEMENT
SUMMARY OF CURRENT FUND SECTION OF APPROVED BUDGET

Year 2014

General Appropriations For: (Reference to item and sheet number should be omitted in advertised budget)

1. Appropriations within "CAPS"	
(a) Municipal Purposes {(Item H-1, Sheet 19)(N.J.S. 40A:4-45.2)}	\$10,476,289.50
2. Appropriations excluded from "CAPS"	
(a) Municipal Purposes {(Item H-2, Sheet 28)(N.J.S. 40A:4-45.3 as amended)}	\$ 5,563,226.62
(b) Local School District Purposes in Municipal Budget (Item K, Sheet 29)	\$ 0.00
Total General Appropriations excluded from "CAPS" (Item O, Sheet 29)	\$ 5,563,226.62
3. Reserve for Uncollected Taxes (Item M, Sheet 29) –	
Based on Estimated 98.7 Percent of Tax Collections	\$ 968,105.70
4. Total General Appropriations (Item 9, Sheet 29)	\$17,007,621.82
Building Aid Allowance 2014- \$	0.00
for Schools-State Aid 2013- \$	0.00
5. Less: Anticipated Revenues Other Than Current Property Tax (Item 5, Sheet 11) (i.e. Surplus, Miscellaneous Revenues and Receipts from Delinquent Taxes)	\$ 6,440,157.02
6. Difference: Amounts to be Raised by Taxes for Support of Municipal Budget (as follows)	
(a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes {Item 6(a), Sheet 11}	\$10,567,464.80
	(b) Addition to
Local District School Tax {(Item 6(b), Sheet 11)}	\$ 0.00
	(c) Minimum
Library Tax	\$ 0.00

SUMMARY OF 2013 APPROPRIATIONS EXPENDED AND CANCELLED

	General Budget	Water Utility	Second Utility	Third Utility	Fourth Utility
Budget Appropriations – Adopted Budget	\$ 16,309,588.69	0.00	0.00	0.00	0.00
Budget Appropriations Added by N.J.S. 40A:4-87	\$ 712,395.00	0.00	0.00	0.00	0.00
Emergency Appropriations	\$ 180,000.00	0.00	0.00	0.00	0.00
Total Appropriations	\$ 17,201,983.69	0.00	0.00	0.00	0.00
Expenditures:					
Paid or Charged (Including Reserve for Uncollected Taxes)	\$16,313,676.00	0.00	0.00	0.00	0.00
Reserved	\$ 882,365.62	0.00	0.00	0.00	0.00
Unexpended Balances Cancelled	\$ 5,942.07	0.00	0.00	0.00	0.00

Total Expenditures and Unexpended					
Balances Cancelled	\$17,201,983.69	0.00	0.00	0.00	0.00
Over-expenditures *	\$ 0.00	0.00	0.00	0.00	0.00
* See Budget Appropriation Items so marked to the right of column "Expended 2013 Reserved."					

BUDGET MESSAGE

Total General Appropriations for 2013 \$16,309,589

Less Exceptions:

Other Operations	\$ 1,593,012	
Interlocal Service Agreement	\$ 111,634	
Public-Private Offset	\$ 25,327	
Capital Improvements	\$ 300,000	
Deferred Charges	\$ 1,000,000	
Debt Service	\$ 2,001,006	
Reserve for Uncollected Taxes	<u>\$ 1,179,582</u>	
		<u>\$ 6,210,561</u>

Amount on which 0.5% CAP is applied \$ 10,099,028

0.5% CAP	\$ 50,495
3.0% CAP Ordinance	\$ 302,971
2012 CAP Bank	\$ 533,823
2013 CAP Bank	\$ 146,035
New Construction (N.J.S.A. 40A:4-45.2a)	<u>\$ 152,901</u>

Total Allowable 2013 Operating Appropriations Within CAP \$11,285,253

Total 2013 Operating Appropriations Within CAP \$10,476,290

Amount Under CAP \$ 808,963

SUMMARY LEVY CAP CALCULATION

PY Amount to be Raised by Taxation for Municipal Purposes \$10,459,099

Less: Prior Year Deferred Changes: Emergencies

Net Prior Year Tax Levy for Municipal Purpose Tax for Cap Calculation \$10,459,099

Plus 2.0% CAP Increase \$ 209,182

Adjusted Tax Levy Prior to Exclusions \$10,668,281

Exclusions:

Allowable Health Insurance Cost Increase		
Allowable Pension Obligations Increase	\$ 79,634	
Allowable Debt Service Increases		
Allowable Capital Improvement Fund Increase	<u>\$ 400,000</u>	
		<u>\$ 479,634</u>

Less Cancelled/Unexpended Exclusions \$ 5,942

Adjusted Tax Levy Exclusions \$11,141,973

New Ratables – Increase in Valuations	\$42,590,800	
PY Local Municipal Purpose Tax Rate (per \$100)	<u>0.359</u>	
		<u>\$ 152,901</u>

Maximum Allowable Amount to be Raised by Taxation \$11,294,874

Amount to be Raised by Taxation for Municipal Purposes \$10,567,465

Amount Under CAP \$ 727,409

Councilman Shanley moved the adoption of the budget in first reading. Motion seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: Atwell, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick and Day.

RESOLUTION 2014-0422-68 AUTHORIZING THE APPROVAL OF THE CHANGES TO THE BOROUGH PERSONNEL POLICIES AND PROCEDURES MANUAL FOR 2014:

2014-0422-68

Councilman Hemphill offered the following resolution and moved its adoption:

**RESOLUTION ADOPTING AMENDED PERSONNEL
POLICIES AND PROCEDURES MANUAL**

WHEREAS, the Borough Council of the Borough of Rumson adopted the Personnel Policies and Procedures Manual on April 27, 2006 in accordance with employment laws and regulations; and

WHEREAS, the Borough Council of the Borough of Rumson adopted Amendments to the Personnel Policies and Procedures Manual on August 3, 2006, April 8, 2008, March 24, 2009, December 8, 2009, June 22, 2010, May 10, 2011 and May 8, 2012; and

WHEREAS, the Municipal Excess Liability Joint Insurance Fund (MEL JIF) requires all JIF members to review and update their Personnel Policies and Procedures Manual every two years; and

WHEREAS, the Safety Committee of the Borough of Rumson has reviewed the Manual, taking into account the recommendation of the MEL JIF, and it has been deemed necessary to make some further changes to the Personnel Policies and Procedures Manual at this time; and

WHEREAS, the changes made are on file with the Municipal Clerk/Administrator;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council that the Personnel Policies and Procedures Manual is hereby adopted as amended; and

BE IT FURTHER RESOLVED that these personnel policies and procedures shall apply to all Borough officials, appointees, employees, volunteers and independent contractors. In the event there is a conflict between these rules and any collective bargaining agreement, personnel services contract or federal or State law, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail; and

BE IT FURTHER RESOLVED that this manual is intended to provide guidelines covering public service by Borough employees and is not a contract. The provisions of this manual may be amended and supplemented from time to time without notice and at the sole discretion of the Borough Council; and

BE IT FURTHER RESOLVED that to the maximum extent permitted by law, employment practices for the Borough shall operate under the legal doctrine known as "employment at will;" and

BE IT FURTHER RESOLVED that the Municipal Clerk/Administrator and all managerial/supervisory personnel are responsible for these employment practices. The Deputy Municipal Clerk and the Borough Attorney shall assist the Municipal Clerk/Administrator in the implementation of the policies and procedures in this manual.

Resolution seconded by Councilman Shanley and carried on the following roll call vote:

In the affirmative: Atwell, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick and Day.

TEMPORARY EMERGENCY APPROPRIATIONS RESOLUTION 2014-0422-69:

2014-0422-69

Councilman Hemphill offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, the temporary appropriations previously adopted will be inadequate to the point when the 2014 Budget will be finally adopted; and

WHEREAS, N.J.S.A. 40A:4-20 states that the Governing Body may, by resolution adopted by a 2/3 vote of full membership, make emergency temporary appropriations for any purposes for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year;

BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that the following emergency temporary appropriations, in addition to the temporary appropriations already adopted, be adopted, and it is stated that these emergency temporary appropriations shall be included in the 2014 Budget when adopted; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Borough Chief Financial Officer, and the Director of the Division of Local Government Services.

Administration – Other Expenses	\$ 5,000.00
Legal – Other Expenses	\$ 10,000.00
Zoning Board – Salary & Wages	\$ 110.00
Construction – Salary & Wages	\$ 500.00
Police Department – Other Expenses	\$ 4,000.00
First Aid – Other Expenses	\$ 1,500.00
Vehicle Maintenance – Other Expenses	\$ 5,000.00
Board of Health – Contracted Services	\$ 12,500.00
Statutory Expenditures – Social Security	\$ 8,000.00

Resolution seconded by Councilman Shanley and carried on the following roll call vote:

In the affirmative: Atwell, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick and Day.

**MOTION TO AUTHORIZE THE REQUEST OF PROPOSALS FOR AN AIC/PP
LICENSED PROFESSIONAL PLANNER OR PROFESSIONAL CONSULTANCY FIRM
WITH DULY LICENSED PROFESSIONALS ON STAFF FOR THE CONTINUATION OF
THE STRATEGIC RECOVERY PLANNING GRANT FROM THE STATE OF NEW
JERSEY FOR THE BOROUGH OF RUMSON:**

Councilman Hemphill made a motion for the Municipal Clerk/Administrator to be authorized to solicit a Request for Proposals for the continuation of the Strategic Recovery Planning Grant from the State of New Jersey for the Borough of Rumson. Motion seconded by Councilman Rubin and carried on the following roll call vote:

In the affirmative: Atwell, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick and Day.

CONSENT AGENDA:

**RESOLUTION 2014-0422-70 AUTHORIZING THE REFUND OF REDEMPTION MONIES
FOR TAX SALE CERTIFICATE NUMBER 13-00004 FOR BLOCK 115, LOT 26:**

2014-0422-70

**RESOLUTION AUTHORIZING REFUND OF REDEMPTION MONIES
TO EBURY FUND 1NJ, LLC**

WHEREAS, at the Municipal Tax Sale held on November 20, 2013, a lien was sold on Block 115, Lot 26, also known as 81 Buena Vista Ave in Rumson, for 2012 delinquent sewer charges; and

WHEREAS, this lien, known as Tax Sale Certificate #13-00004, was sold to Tower Fund Services as Custodian for Ebury Fund 1NJ, LLC, for a \$1,300.00 premium; and

WHEREAS, on behalf of the property owners, Nicholas and Lisa James, Ocwen Financial Corporation, has effected redemption of Certificate #13-00004 in the amount of \$1,061.12;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Rumson hereby authorize the Chief Financial Officer to issue a check in the amount of \$2,361.12 payable to Tower Fund Services as Custodian for Ebury Fund 1NJ, LLC, PO Box 37695, Baltimore, MD 21297-3695 for the redemption of Tax Sale Certificate #13-00004; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Chief Financial Officer/Tax Collector.

RESOLUTION 2014-0422-71 AUTHORIZING THE REFUND OF A SEWER OVERPAYMENT FOR BLOCK 106, LOT 32:

2014-0422-71

**RESOLUTION REFUNDING SEWER OVERPAYMENT
FOR BLOCK 106, LOT 32**

WHEREAS, on or about July 30, 2013, Michael and Donna Clarke purchased 4 Wardell Avenue, know as Block 106, Lot 32; and

WHEREAS, the prior owners, Donald and Sheryl Herrema, enrolled in Direct Account Debit for municipal sewer charges; and

WHEREAS, on April 7, 2014 a Direct Account Debit was processed for the referenced property; and

WHEREAS, on April 10, 2014, Sheryl Herrema advised the Tax Collector that she was no longer the owner of the property and they were charged for the first half of the sewer billing for 2014; and

WHEREAS, Sheryl Herrema, has requested a refund of the \$200.00 paid for 4 Wardell Avenue, since she is no longer the owner of the property; and

WHEREAS, Helen L. Graves, Borough Chief Financial Officer/Tax Collector, has confirmed transfer of ownership and recommends a refund be made to the former owners, Donald and Sheryl Herrema; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that the municipal sewer payment, in the amount of \$200.00 for Block 106, Lot 32, be refunded to Donald and Sheryl Herrema, 1111 Park Ave, Apt 4C, New York, NY 10128; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Chief Financial Officer/Tax Collector.

Councilman Rubin moved the adoption of the above two (2) Resolutions on the Consent Agenda. Motion seconded by Councilman Shanley and carried on the following roll call vote:

In the affirmative: Atwell, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick and Day.

CONSIDERATION OF BILLS AND CLAIMS (RESOLUTION):

Councilman Hemphill offered the following resolution and moved its adoption:

\$	70.00	AR Communications
\$	590.00	Monmouth County SPCA
\$	157.80	NJ Dept Health/Sr Services
\$	778.00	Passport Health
\$	319.53	Red Bank Veterinary Hospital
<hr/>		
\$	1,915.33	Animal Control Account
\$	105.01	Stephan Hartung Woodworking
\$	1,550.00	Monmouth Fabricating LLC
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\$	1,655.01	Capital Account
\$	7,096.50	Richard D & Joyce Donovan
\$	3,706.00	Bruce G & Deborah Hohorst
\$	4,907.00	Thomas B Honnold
\$	3,890.00	Yatman & Diana Keung
\$	2,206.50	Parallel Construction Group
\$	50.00	Reussille Law Firm LLC
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\$	21,856.00	COAH Trust Fund
\$	50.00	Acme Locksmith Service
\$	5,551.02	Allied Oil LLC
\$	196.97	All Hands Fire Equipment LLC
\$	69.20	Asbury Park Press
\$	273.85	Atlantic Plumbing Supply Corp
\$	110.00	Bayshore Fire & Safety LLC
\$	363.11	Builders General Supply Co
\$	56.00	Butch's Auto Car Wash Inc
\$	110.04	Circle Chevrolet Inc
\$	54.84	Clayton Block Co Inc
\$	116.97	Comcast of Monmouth
\$	50.00	Cooper Electric Supply Co
\$	970.00	Cross Over Networks
\$	341.20	Custom Tire Associates
\$	4,171.20	Delta Dental of New Jersey Inc
\$	305.00	Dynamic Testing Service
\$	2,361.12	Ebury Fund 1NJ LLC
\$	1,147.80	Edwards Tire Co Inc
\$	234.64	Emergency Medical Products Inc
\$	509.15	Fastenal Co
\$	60.00	Glenco Supply Inc
\$	928.52	Global Industrial Inc
\$	1,145.12	WW Grainger Inc
\$	1,544.99	Stephan Hartung Woodworking
\$	200.00	Donald & Sheryl Herrema
\$	3,500.00	Innovative Data Solutions Inc
\$	13,916.80	JCP&L
\$	540.00	Johnny on the Spot Inc
\$	689.98	John Deere Landscaping
\$	8,500.00	Roto-Rooter
\$	233.61	Lawes
\$	910.47	Level 3 Communications LLC
\$	1,778.92	Marpal Disposal
\$	256.25	McCarter & English LLP
\$	408.00	MGL Printing Solutions
\$	397.92	Mid-Atlantic Truck Centre Inc
\$	160.00	Monmouth Municipal Judges Assoc
\$	289.13	Naylor's Auto Parts
\$	143.20	Nelson Press
\$	228.88	NJ Natural Gas Co
\$	256.65	NJ Gravel & Sand Co
\$	164.44	One Call Concepts
\$	16.03	Scott Paterson

\$	54.00	PEP Express Parts
\$	18,687.70	Reussille Law Firm LLC
\$	135.00	Roy Press Printers
\$	48.00	Seaboard Welding Supply Inc
\$	210.00	Siteco Materials Inc
\$	362.77	Snap On Industrial
\$	250.00	State Shorthand Reporting Serv
\$	846.91	Stewart Business Systems
\$	2,120.00	Targeted Technologies LLC
\$	523.65	Taylor Fence Co Inc
\$	2,420.75	Trane
\$	50.00	Treasurer State of NJ
\$	410.00	Treasurer - State of NJ
\$	85.17	The Two River Times
\$	1,000.00	United States Postage Service
\$	278.60	Verizon
\$	160.06	Verizon Wireless
\$	134.99	Verizon Business Fios
\$	250.00	VNA of Central Jersey
\$	3,704.36	Warshauer Electric Supply
\$	5,000.00	Gibbons PC Trust Account
\$	907.16	New Jersey American Water
\$	417,798.75	Two Rivers Water Reclamation
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\$	508,749.89	Current Fund
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\$	2,284.94	Aflac
\$	76.90	Aflac
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\$	2,361.84	Payroll Agency
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\$	3,120.00	Athlete's Alley
\$	2,998.00	Capture Point
\$	180.00	Joe Hadfield
\$	180.00	Kayla Hadfield
\$	147.00	Laird Stationery
\$	110.00	Arleen Mulligan
\$	68.49	Naylor's Auto Parts
\$	150.00	Raritan Bay Marine
\$	421.00	Thomas S Rogers
\$	8,590.00	Two River Little League
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\$	15,964.49	Recreation Account
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\$	1,000.00	David P Santangelo
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\$	1,000.00	Trust Account
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\$	4,623.18	Current Fund Appropriations
\$	504,126.71	Current Fund Appropriations
\$	1,195.33	Animal Control Fund Expenses
\$	1,655.01	Capital Fund Disbursements
\$	15,964.49	Recreation Disbursements
\$	25,217.84	Trust Fund – Other Expenses
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\$	553,502.56	Total Of All Funds

Resolution seconded by Councilman Shanley and carried on the following roll call vote:

In the affirmative: Atwell, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick and Day.

COMMENTS FROM THE COUNCIL:

The Mayor afforded the members of the Council an opportunity to be heard at this time and Councilman Hemphill responded.

Councilman Hemphill acknowledged and thanked T & M Associates, Borough Engineer Dave Marks in particular, for all the work done with the State to get the Post Sandy Planning Assistance Grant (PSPAG) in the amount of \$255,000 and moving forward with the whole process. He added that it involved quite a bit of work and Mr. Marks had done a great job.

Dave Marks thanked Councilman Hemphill and advised that Rumson was one of the first towns to receive this grant and had led the way with respect to the State. He added that he thought that a number of people from the State would be contacting Mayor Ekdahl for his comments.

Mayor Ekdahl stated that it was very exciting for the Borough to receive the grant.

Mayor Ekdahl stated that he would like to take the opportunity to note that today, April 22nd was Earth Day.

He reported that the Borough of Rumson had once again been designated as a Tree City U.S.A. Community for 2014 by the National Arbor Day Foundation. In recognition, each year a variety of seedlings are distributed to the Borough Schools and the Borough plants saplings that add to the beautification of our town.

COMMENTS FROM THE PUBLIC:

The Mayor afforded the public an opportunity to be heard at this time and the following residents responded:

Mary Beth Thompson of 10 Monmouth Avenue and Clean Ocean Action thanked the Mayor and Council on behalf of Clean Ocean Action and herself for allowing them to hold their Paddle With a Purpose event at Victory Park in July. She added that as a resident and member of COA she appreciated the Council's support.

Cindy Zipf of 37 Navesink Avenue and Executive Director of Clean Ocean Action thanked the Mayor and Council for allowing the Paddle With A Purpose event in July and reported that the momentum for the event was extraordinary. She added that the committee was so excited to have the event in Rumson and that this year it would be more environmentally oriented.

Mayor Ekdahl thanked Mrs. Thompson and Ms. Zipf.

ADJOURNMENT:

On motion by Councilman Rubin, seconded by Councilman Shanley, the meeting adjourned at 7:40 p.m. All in favor.

Respectfully submitted,

Thomas S. Rogers, R.M.C.
Municipal Clerk/Administrator